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HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (C) No. 4969 of 2007

Petitioner		Women Self Help Group, Village Darhora, Through : its President – Smt. Urmila Devi, W/o Brijmohan Prasad Gupta, Aged about 36 years, R/o. Tahsil Pratappur, District Surguja (CG)
	Versus	
Respondents	1.	State of Chhattisgarh, Through : Secretary, Consumer Affairs, Food & Public Distribution, D.K.S. Bhawan, Raipur (CG)
	2.	Collector, Ambikapur, Surguja, District Surguja (CG)
	3.	Sub-Divisional Officer, Revenue, Pratappur, District Surguja (CG)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Shri **Satish K. Agnihotri, J**

Shri Manoj Paranjpe, Advocate for the petitioner.

Shri Arvind Dubey, Panel Lawyer for the respondents.

O R D E R

(Passed on this 31st day of August, 2007)

1. Learned counsel appearing for the petitioner submits that the petitioner, a group of ladies, was granted licence to run fair price shop at village - Darhora, Block - Pratappur, Ambikapur, District – Surguja on 3.8.2004 (Annexure P/1). The licence of the petitioner to run the fair price shop has been cancelled by the Sub Divisional Officer (Revenue) on 15.6.2007 (Annexure P/3), without affording an opportunity of hearing, by issuing a show cause notice, specifying the reasons for canceling the licence.
2. Learned counsel appearing for the respondents fairly submits that if show cause notice has not been issued, the impugned

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order deserves to be quashed. However, the respondents be granted liberty to take fresh steps, after issuing show cause notice, for passing an order of cancellation of licence, if any.

3. In view of the foregoing this petition is allowed. The impugned order dated 15.6.2007 (Annexure P/3) is quashed. However, it is made clear that this order shall not come in the way of the authorities to issue a show cause notice and to pass appropriate order, if so required, in the facts of the case, in accordance with law.

Sd/-
Satish K.Agnihotri
Judge

Thakur